

MINUTES

MONTANA SENATE 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS, LABOR, AND ECONOMIC AFFAIRS

Call to Order: CHAIRMAN JOE BALYEAT, on January 12, 2009 at 10 A.M., in Room 422 Capitol.

ROLL CALL

Members Present:

Sen. Joe Balyeat, Chairman (R)
Sen. Verdell Jackson, Vice Chairman (R)
Sen. Roy Brown (R)
Sen. Jim Keane (D)
Sen. Carolyn Squires (D)
Sen. Donald J. Steinbeisser (R)
Sen. Sharon Stewart-Peregoy (D)
Sen. Joseph (Joe) Tropila (D)
Sen. Jonathan Windy Boy (D)

Members Excused: Sen. Gregory D. Barkus (R)
Sen. Jim Peterson (R)

Members Absent: None.

Staff Present: Linda Keim, Committee Secretary
Pat Murdo, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 84, SB 150, 1/7/2009

Executive Action: SB 47, SB 54, SB 133

HEARING ON SB 150

Opening Statement by Sponsor:

00:02:04 **SEN. JOHN BRUEGGEMAN (R), SD 6**, opened the hearing on
SB 150, Revise unemployment insurance laws.

Proponents' Testimony:

00:02:49 Roy Mulvaney, Administrator, Unemployment Insurance
Division, Department of Labor and Industry (DLI)

EXHIBIT(bus06a01)

00:06:02 Robert Johnson, American Federation of Labor/Congress
of Industrial Organizations (AFL/CIO)

Opponents' Testimony: None

Informational Testimony: None

00:07:46 Sen. Brueggeman

Questions from Committee Members and Responses:

00:08:02 Sen. Squires
00:10:13 Mr. Mulvaney
00:10:55 Sen. Squires
00:11:08 Sen. Brown
00:11:30 Mr. Mulvaney
00:12:11 Sen. Jackson
00:12:44 Mr. Mulvaney
00:14:19 Sen. Squires
00:17:45 Mr. Mulvaney
00:18:40 Chairman Balyeat
00:23:41 Mr. Mulvaney
00:19:20 Chairman Balyeat
00:24:09 Don Gilbert, DLI
00:25:44 Chairman Balyeat
00:26:41 Mr. Gilbert

Closing by Sponsor:

00:28:41 Sen. Brueggeman

00:30:11 Break

00:31:06 Chairman Balyeat reconvened the Hearing.

HEARING ON SB 84

Opening Statement by Sponsor:

00:31:45 **SEN. KIM GILLAN (D), SD 24**, opened the hearing on **SB 84**, Clarify prison industries and training programs.

Proponents' Testimony:

00:37:55 Gayle Lambert, Administrator, Montana Correctional Enterprises Division, Department of Corrections (DCOR)

[EXHIBIT \(bus06a02\)](#)

[EXHIBIT \(bus06a03\)](#)

00:45:22 Sen. Barkus arrived

00:54:52 Pat Murdo, Legislative Services Division (LSD)

[EXHIBIT \(bus06a04\)](#)

Opponents' Testimony:

00:55:28 J. D. Lynch, representing Montana State Building Trades

00:57:20 Keith Allen, International Brotherhood of Electrical Workers, Local #233

00:58:57 Robert Johnson, (AFL/CIO)

Informational Testimony: None

Questions from Committee Members and Responses:

00:59:47 Sen. Squires

01:02:37 Mike Farriter, Director, DCOR

01:05:55 Sen. Gillan

01:06:00 Sen. Brown

01:06:50 Chairman Balyeat

01:07:11 Sen. Keane

01:09:09 Sen. Gillan

01:09:30 Sen. Barkus

01:10:00 Sen. Gillan

01:10:06 Sen. Barkus

01:10:12 Ms. Lambert

01:10:38 Sen. Barkus

01:11:18 Mr. Allen

01:12:32 Sen. Squires

01:14:20 Mr. Allen

01:14:30 Sen. Squires

01:15:41 Ms. Lambert

01:15:4 Chairman Balyeat
01:18:00 Ms. Lambert
01:18:15 Diana Koch, Chief Legal Counsel, DCOR

Closing by Sponsor:

01:19:46 Sen. Gillan

01:22:25 Recess
01:30:35 Reconvene

EXECUTIVE ACTION ON SB 47

01:30:35 **Motion:** Sen. Steinbeisser moved that **SB 47 DO PASS.**

01:30:35 **Motion:** Sen. Steinbeisser moved that **SB 47 BE AMENDED.**
EXHIBIT(bus06a05)

Discussion:

01:32:39 Ms. Murdo
01:34:42 Sen. Brown
01:34:57 Ms. Murdo
01:37:16 Chairman Balyeat
01:37:43 Sen. Barkus
01:38:54 Chairman Balyeat
01:39:02 Sen. Jackson
01:39:52 Sen. Keane
01:40:02 Sen. Steinbeisser
01:40:51 Chairman Balyeat

01:41:06 **Vote:** Motion failed 8-3 by roll call vote. Sen.
Squires, Sen. Stewart-Peregoy, and Sen. Windy Boy voted
aye. Sen. Peterson voted by proxy.

01:42:41 **Vote:** Do Pass Motion on SB 47 carried unanimously, 11-0
by roll call vote. Sen. Peterson voted by proxy.

EXECUTIVE ACTION ON SB 54

01:44:08 **Motion:** Sen. Steinbeisser moved that **SB 54 DO PASS.**

01:44:12 Sen. Steinbeisser withdrew his amendment, SB005401.apm,
without objection.
EXHIBIT(bus06a06)

Discussion:

01:44:21 Sen. Tropila

01:45:20 Ms. Murdo

01:45:25 **Motion:** Sen. Tropila moved that **CONCEPTUAL AMENDMENT DO PASS.**

EXHIBIT (bus06a07)

Discussion:

01:47:03 Chairman Balyeat

01:46:51 Sen. Squires

01:47:12 Riley Johnson, Community Financial Affairs Institute

01:47:34 Sen. Barkus

01:47:47 Sen. Tropila

01:48:21 Chairman Balyeat

01:48:28 **Vote:** Motion carried unanimously, 11-0. Sen. Peterson voted aye by proxy.

01:48:53 **Motion/Vote:** Sen. Steinbeisser moved that **SB 54 DO PASS AS AMENDED.** Motion carried unanimously, 11-0 by voice vote. Sen. Peterson voted by proxy.

EXECUTIVE ACTION ON SB 47

01:49:18 **Motion/Vote:** Sen. Tropila moved **TO RECONSIDER PREVIOUS ACTION ON SB 47.** Motion carried unanimously, 11-0 by voice vote.

01:50:06 **Motion:** Sen. Tropila moved that **SB 47 BE AMENDED WITH A CONCEPTUAL AMENDMENT.**

EXHIBIT (bus06a08)

Discussion:

01:50:14 Ms. Murdo

01:50:20 Sen. Tropila

01:50:27 **Vote:** Motion carried unanimously, 11-0 by voice vote. Sen. Peterson voted by proxy.

01:50:36 **Motion/Vote:** Sen. Steinbeisser moved that **SB 47 DO PASS AS AMENDED.** Motion carried 11-0 by voice vote. Sen. Peterson voted by proxy.

EXECUTIVE ACTION ON SB 133

01:50:59 Chairman Balyeat

01:51:12 **Motion:** Sen. Tropila moved that **SB 133 DO PASS.**

01:51:28 **Motion:** Sen. Tropila moved to **AMEND SB 133.**

EXHIBIT (bus06a09)

Discussion:

01:51:53 Ms. Murdo

01:53:50 Sen. Barkus

01:54:02 Ms. Murdo

01:54:23 Chairman Balyeat

01:54:53 **Motion/Vote:** Sen. Tropila moved **TO AMEND SB 133 WITH A CONCEPTUAL AMENDMENT.** Motion carried unanimously 11-0, by voice vote. Sen. Peterson voted by proxy.

EXHIBIT (bus06a10)

01:55:46 **Motion/Vote:** Sen. Tropila moved that **SB 133 DO PASS AS AMENDED.** Motion carried unanimously, 11-0 by voice vote. Sen. Peterson voted by proxy.

01:56:39 Chairman Balyeat

ADJOURNMENT

Adjournment: 11:58 A.M.

LINDA KEIM, Secretary

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Additional Exhibits:

EXHIBIT ([bus06aad.pdf](#))